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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

vs.

1. Johnny G. Acosta
Counts 1 to 34
2. [REDACTED]
Counts 1 to 34
3. Andres Rodriguez, aka
"Larry" & "Larry Hernandez"
Counts 1 to 14
4. [REDACTED]
Counts 1 to 4
5. Ricardo Peralta-Cuevas, aka
"Foco"
Counts 1 & 2, 33 & 34
6. Jorge Tovar, aka "Pollo"
Counts 1 & 2, 33 & 34

Defendants.

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CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

CR 15- 775 TUC RM(DTF)

INDICTMENT

(SEALED)

Violations:

- 21 U.S.C. § 963
(Conspiracy to Import Marijuana into
The United States)
Count 1
- 21 U.S.C. § 846
(Conspiracy to Possess With
Intent to Distribute Marijuana)
Count 2
- 21 U.S.C. §§ 952(a), 960(a)(1) &
960(b)(2)(G)
(Importation of Marijuana into the
United States)
Counts 3, 5, 7, 9, 11, 13, 15, 17, 19, 21,
23, 25, 27, 29, 31, 33
- 21 U.S.C. § 841(a)(1) & (b)(1)(B)(vii)
(Possession with Intent to Distribute
Marijuana)
Counts 4, 6, 8, 10, 12, 14, 16, 18, 20,
22, 24, 26, 28, 30, 32, 34
- 18 U.S.C. § 2
(Aiding and Abetting)
Counts 1 through 34

1 **THE GRAND JURY CHARGES:**

2 **COUNT 1**

3 Beginning at an unknown time prior to September 13, 2010, and continuing to on
4 or about September 30, 2013, at or near Douglas in the District of Arizona, and Agua
5 Prieta, Sonora, Republic of Mexico, defendants Johnny G. Acosta,
6 , Andres Rodriguez, aka "Larry" &
7 "Larry Hernandez", Ricardo Peralta-Cuevas aka "Foco", and Jorge Tovar, aka "Pollo",
8 did knowingly and intentionally combine, conspire, confederate and agree together and
9 with other persons known and unknown to the grand jury, to import more than 1,000
10 kilograms of marijuana, a Schedule I controlled substance, from the Republic of Mexico
11 into the United States.

12 All in violation of Title 21, United States Code, Sections 963; Title 18, United
13 States Code, Section 2.

14 **COUNT 2**

15 Beginning at an unknown time prior to September 13, 2010, and continuing to on
16 or about September 30, 2013, at or near Douglas in the District of Arizona, and Agua
17 Prieta, Sonora, Republic of Mexico, defendants Johnny G. Acosta,
18 , Andres Rodriguez, aka "Larry" &
19 "Larry Hernandez", Ricardo Peralta-Cuevas aka "Foco", and Jorge Tovar, aka "Pollo",
20 did knowingly and intentionally combine, conspire, confederate and agree together and
21 with other persons known and unknown to the grand jury, to possess with intent to
22 distribute more than 1,000 kilograms of marijuana, a Schedule I controlled substance.

23 All in violation of Title 21, United States Code, Sections 846; Title 18, United
24 States Code, Section 2.

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1 COUNT 3

2 On or about September 24, 2010, at or near Douglas, in the District of Arizona,
3 and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 [REDACTED], Andres Rodriguez, aka "Larry" &
5 "Larry Hernandez", and other persons known and unknown to the grand jury, did
6 knowingly and intentionally import into the United States from the Republic of Mexico
7 100 kilograms or more of marijuana, a Schedule I controlled substance.

8 All in violation of Title 18, United States Code, Section 2; Title 21, United States
9 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

10 COUNT 4

11 On or about September 24, 2010, at or near Douglas, in the District of Arizona,
12 and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
13 [REDACTED], Andres Rodriguez, aka "Larry" &
14 "Larry Hernandez", and other persons known and unknown to the grand jury, did
15 knowingly and intentionally possess with intent to distribute 100 kilograms or more of
16 marijuana, a Schedule I controlled substance.

17 All in violation of Title 18, United States Code, Section 2; Title 21, United States
18 Code, Sections 841(a)(1) and (b)(1)(B)(vii).

19 COUNT 5

20 On or about October 11, 2010, at or near Douglas, in the District of Arizona, and
21 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
22 [REDACTED] Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
23 persons known and unknown to the grand jury, did knowingly and intentionally import
24 into the United States from the Republic of Mexico 100 kilograms or more of marijuana,
25 a Schedule I controlled substance.

26 All in violation of Title 18, United States Code, Section 2; Title 21, United States
27 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

1 COUNT 6

2 On or about October 11, 2010, at or near Douglas, in the District of Arizona, and
3 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
5 persons known and unknown to the grand jury, did knowingly and intentionally possess
6 with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled
7 substance.

8 All in violation of Title 18, United States Code, Section 2; Title 21, United States
9 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

10 COUNT 7

11 On or about April 10, 2011, at or near Douglas, in the District of Arizona, and
12 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
13 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and
14 others known and unknown to the grand jury, did knowingly and intentionally import into
15 the United States from the Republic of Mexico 100 kilograms or more of marijuana, a
16 Schedule I controlled substance.

17 All in violation of Title 18, United States Code, Section 2; Title 21, United States
18 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

19 COUNT 8

20 On or about April 10, 2011, at or near Douglas, in the District of Arizona, and
21 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
22 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
23 persons known and unknown to the grand jury, did knowingly and intentionally possess
24 with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled
25 substance.

26 All in violation of Title 18, United States Code, Section 2; Title 21, United States
27 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

1 COUNT 9

2 On or about April 21, 2011, at or near Douglas, in the District of Arizona, and
3 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and
5 others known and unknown to the grand jury, did knowingly and intentionally import into
6 the United States from the Republic of Mexico 100 kilograms or more of marijuana, a
7 Schedule I controlled substance.

8 All in violation of Title 18, United States Code, Section 2; Title 21, United States
9 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

10 COUNT 10

11 On or about April 21, 2011, at or near Douglas, in the District of Arizona, and
12 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
13 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
14 persons known and unknown to the grand jury, did knowingly and intentionally possess
15 with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled
16 substance.

17 All in violation of Title 18, United States Code, Section 2; Title 21, United States
18 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

19 COUNT 11

20 On or about January 2, 2012, at or near Douglas, in the District of Arizona, and
21 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
22 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and
23 others known and unknown to the grand jury, did knowingly and intentionally import into
24 the United States from the Republic of Mexico 100 kilograms or more of marijuana, a
25 Schedule I controlled substance.

26 All in violation of Title 18, United States Code, Section 2; Title 21, United States
27 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

1 COUNT 12

2 On or about January 2, 2012, at or near Douglas, in the District of Arizona, and
3 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
5 persons known and unknown to the grand jury, did knowingly and intentionally possess
6 with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled
7 substance.

8 All in violation of Title 18, United States Code, Section 2; Title 21, United States
9 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

10 COUNT 13

11 On or about February 17, 2012, at or near Douglas, in the District of Arizona, and
12 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
13 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and
14 others known and unknown to the grand jury, did knowingly and intentionally import into
15 the United States from the Republic of Mexico 100 kilograms or more of marijuana, a
16 Schedule I controlled substance.

17 All in violation of Title 18, United States Code, Section 2; Title 21, United States
18 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

19 COUNT 14

20 On or about February 17, 2012, at or near Douglas, in the District of Arizona, and
21 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
22 Andres Rodriguez, aka "Larry" & "Larry Hernandez", and other
23 persons known and unknown to the grand jury, did knowingly and intentionally possess
24 with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled
25 substance.

26 All in violation of Title 18, United States Code, Section 2; Title 21, United States
27 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

1 COUNT 15

2 On or about July 28, 2012, at or near Douglas, in the District of Arizona, and Agua
3 Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 [REDACTED] and other persons known and unknown to the grand jury, did
5 knowingly and intentionally import into the United States from the Republic of Mexico
6 100 kilograms or more of marijuana, a Schedule I controlled substance.

7 All in violation of Title 18, United States Code, Section 2; Title 21, United States
8 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

9 COUNT 16

10 On or about July 28, 2012, at or near Douglas, in the District of Arizona, and Agua
11 Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
12 [REDACTED] and other persons known and unknown to the grand jury, did
13 knowingly and intentionally possess with intent to distribute 100 kilograms or more of
14 marijuana, a Schedule I controlled substance.

15 All in violation of Title 18, United States Code, Section 2; Title 21, United States
16 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

17 COUNT 17

18 On or about September 1, 2012, at or near Douglas, in the District of Arizona, and
19 Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
20 [REDACTED] and other persons known and unknown to the grand jury, did
21 knowingly and intentionally import into the United States from the Republic of Mexico
22 100 kilograms or more of marijuana, a Schedule I controlled substance.

23 All in violation of Title 18, United States Code, Section 2; Title 21, United States
24 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

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COUNT 18

On or about September 1, 2012, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

COUNT 19

On or about November 20, 2012, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

COUNT 20

On or about November 20, 2012, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

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1 COUNT 21

2 On or about December 16, 2012, at or near Douglas, in the District of Arizona,
3 and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
4 and other persons known and unknown to the grand jury,
5 did knowingly and intentionally import into the United States from the Republic of
6 Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

7 All in violation of Title 18, United States Code, Section 2; Title 21, United States
8 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

9 COUNT 22

10 On or about December 16, 2012, at or near Douglas, in the District of Arizona,
11 and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
12 and other persons known and unknown to the grand jury,
13 did knowingly and intentionally possess with intent to distribute 100 kilograms or more
14 of marijuana, a Schedule I controlled substance.

15 All in violation of Title 18, United States Code, Section 2; Title 21, United States
16 Code, Sections 841(a)(1) & (b)(1)(B)(vii).

17 COUNT 23

18 On or about December 26, 2012, at or near Douglas, in the District of Arizona,
19 and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta,
20 and other persons known and unknown to the grand jury,
21 did knowingly and intentionally import into the United States from the Republic of
22 Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

23 All in violation of Title 18, United States Code, Section 2; Title 21, United States
24 Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

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COUNT 24

On or about December 26, 2012, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

COUNT 25

On or about July 1, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

COUNT 26

On or about July 1, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

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COUNT 27

On or about July 6, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

COUNT 28

On or about July 6, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

COUNT 29

On or about September 22, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

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COUNT 30

On or about September 22, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

COUNT 31

On or about September 30, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 400 kilograms or more of marijuana, that is approximately 587 kilograms of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

COUNT 32

On or about September 30, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 400 kilograms or more of marijuana, that is approximately 587 kilograms of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

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COUNT 33

On or about September 30, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, Ricardo Peralta-Cuevas, aka "Foco", Jorge Tovar, aka "Pollo", and other persons known and unknown to the grand jury, did knowingly and intentionally import into the United States from the Republic of Mexico 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 952(a), 960(a)(1) & (b)(2)(G).

COUNT 34

On or about September 30, 2013, at or near Douglas, in the District of Arizona, and Agua Prieta, Sonora, Republic of Mexico, defendants, Johnny G. Acosta, Ricardo Peralta-Cuevas, aka "Foco", Jorge Tovar, aka "Pollo" and other persons known and unknown to the grand jury, did knowingly and intentionally possess with intent to distribute 100 kilograms or more of marijuana, a Schedule I controlled substance.

All in violation of Title 18, United States Code, Section 2; Title 21, United States Code, Sections 841(a)(1) & (b)(1)(B)(vii).

A TRUE BILL

/s/

Presiding Juror

APR 22 2015

JOHN S. LEONARDO
United States Attorney
District of Arizona

Assistant U.S. Attorney

REDACTED FOR
PUBLIC DISCLOSURE